### Mr. Clark's original Ethics Complaint

The original complaint pointed to the post below as supposed evidence that I operated an STR during 2016. However, the host, Hope, is not associated with me or my wife While we operated a licensed STR, we decided not to renew our license in April of 2015. Mr. Clark amended his complaint last night to point to the correct. Air BnB\_profile which shows no rentals after March of 2015, several months before Council took up the STR issue.



# Hey, I'm Hope!

US · Member since July 2014

Report this user



Reviews



## Reviews (11)

**Reviews From Guests** 



My wife and I stayed at Hope's lovely abode for 3 nights while in town for SWSX. It's a great location in East Austin and walkable to many of the areas hotspots. It was the perfect spot for enjoying all of Austin yet far enough away from too much craziness. Hope was very responsive to any questions we had while we were there. It's definitely a quirky place with lots of character. My only two complaints would be the lack of wi-fi (but it's really close to two cool coffee shops) and a small shower. Other than that it was a great experience. Thanks Hope!

## Listings (1)





Christian

I'm the luckiest guy at SXSW! Hope is not just friendly, she's like go out of your way to make sure you're cool friendly. She's insanely awesome. Her place is just plain rad, if you're into music - and if you're coming to Austin and you're not into music WTF are you doing there? - her pad has both kitch and class. It's fun, it's comfortable. On a scale of one to ten, she's a one thousand and so's her place.

From Washington, DC · March 2016

From Chicago, IL - March 2016



We love this area- it has great access to town lake, downtown, and many places on the east side.

From Midland, TX - January 2016

SECTION OF CHARTER OR ORDINANCE VIOLATED: City Code, Chapter 2-1, Section 2-1-24

DATE OF ALLEGED VIOLATION: Beginning 2015 with first City Council deliberations of amendments to Austin's Short Term Rental ordinances, continuing with City Council votes in late 2015 and upcoming City Council votes in 2016 regarding the ordinances (next scheduled for Tuesday, February 23, 2016).

# The questions at hand:

 Whether I should have recused myself from voting on STR-related issues.

In short, CM Renteria owns an operates a short term rental in Austin, as disclosed in his Statement of Financial Information disclosure filed in connection with his election to the City Council (attached). Yet, for eight months Council Member Renteria has voted, spoken and held policy-making meetings regarding the restrictions of Type II Short-term Rentals in Austin. These discussions, votes and meetings have directly impacted Type II Short-term Rentactivity, and have resulted in policy discussions and votes to phase out Type II Short-Rentals. During these votes, discussions and meeting Council Member Renteria has regularly disclosed that he is the owner and operator of a Type 1 Short-term Rental (in the public records of City Council meetings).

Council Member Renteria's Type 1 Short-term Rental is a different type of rental and his votes, meetings and discussions directly benefitted his rental activity and income potential to the detriment of the owners and operators of Type II Short-term Rentals.

occupancy taxes.

2.) Whether or not I currently Council Member Renteria should have recused himself from all these discussions and votes have a license and pay hotel and should recuse himself from the pending proceedings due to his financial conflict of interest.

> Furthermore, CM Renteria does not have a short term rental Type 1 license which is required by Austin Code. We also checked the City's website regarding the records of hotel Occupancy tax payments. He has not filed or paid occupancy taxes as required by Austin during the period where he stated that he derived material earnings from his short term

rental activity. So, CM Renteria is voting on changes to Austin Code for which he is not compliant and has violated.

In his conflicted STR votes and discussions, CM Renteria moved to restrict all types of STRs, other than his own. He also steered the Council away from regulations that would restrict his Type 1 rental.

### June 11, 2015

http://www.statesman.com/news/news/local/council-members-call-for-short-term-rental-code-en/nmbNb/

In June '15, only weeks after CM Renteria rented his ADU for SXSW '15, the CM Renteria raised concerns about short-term rentals, and supported 22 new provisions in the city's ordinance as well as a year long moratorium on new Type 2 short-term rentals (which he later voted to make permanent).

### August 17, 2015

CM Renteria participates on Council Planning and Neighborhoods Committee that puts forward more than a dozen recommendations against short term rentals.

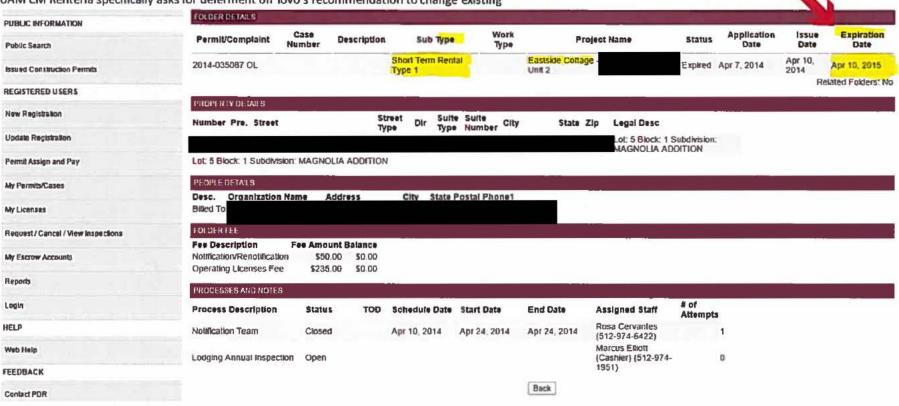
Video transcript of the proceeding: http://austintx.swagit.com/play/08172015-738/0/

Minutes: http://www.austintexas.gov/edims/document.cfm?id=238620

At 2:30AM CM Renteria specifically asks for deferment on Tovo's recommendation to change existing

In his presentation, Mr. Clark gives us an exact timeline of Council's decision making process. In his own slides, he shows that Council did not begin STR discussions until June of 2015.

In a separate slide, we clearly see that my STR Type I license expired early in April of 2015. Thanks to Mr. Clark's slides we can see there was no overlap between Council discussions on STRs and my STR license term.



Summary

Accuracy Communication Cleanliness \*\*\*\*

Location Check in Value

Every date Mr. Clark shows in his AirBnB slide falls within the dates that I had an STR License.

(April 2014 - early April 2015)



rin

The cottage was in a great location a couple blocks aw offered a warm welcome to the property, and we were surprised to find a well-stocked kitchen fridge and cuple everything a traveler might need to make the stay more shared some great tips on where to find the best to helpful maps and other materials to guide us around At

Movember 2014

Awesome overall experience, beautiful frome and the ni hosts. Ten minute walk to east 6th street.

November 2014

and Pio were great. They couldn't have been better house was clean and they even left some chicks and dri Wo would stay with them again next time we are in Au:

October 2014



Response from
Thanks Mike. Come again, anytime.

Nice location, super convenient. Host were welcoming.

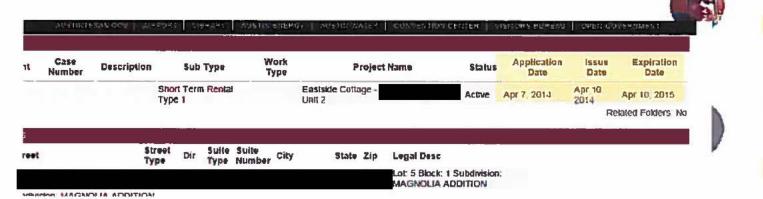
October 2014

stay here again. Thanks again!



September 2016

Response from Thanks, Bennie. Come back soon! Pio and





To show that I had a license and paid my taxes for the ONLY two times I rented out my STR in 2015 I have included below:

- 1) My AirBnB activity summary for 2015 and
- 2) A copy of the check I wrote to the City for my 2015 hotel occupancy tax obligations.

